



AGENDA

NAPA COUNTY BOARD OF SUPERVISORS

Tuesday January 31, 2006 9:00 A.M.

Brad Wagenknecht
District 1

Mark Luce
District 2

Diane Dillon
District 3

Bill Dodd
District 4

Harold Moskowitz
District 5

Nancy Watt
County Executive Officer

Pamela Miller, CMC
Clerk of the Board

Robert Westmeyer
County Counsel

GENERAL INFORMATION

The Board of Supervisors meets each Tuesday at 9:00 A.M. at 1195 Third Street, Suite 305, Napa, California 94559. The meeting room is wheelchair accessible. Assistive listening devices and interpreters are available through the Clerk of the Board of the Napa County Board of Supervisors. Requests for disability related modifications or accommodations, aids or services may be made to the Clerk of the Board's office no less than 72 hours prior to the meeting date by contacting (707) 253-4580 (253-6088TDD).

The agenda is divided into three sections:

CONSENT ITEMS - These matters typically include routine financial or administrative actions, as well as final adoption of ordinances that cannot be both introduced and adopted at the same meeting. Any item on the CONSENT CALENDAR will be discussed separately at the request of any person. CONSENT CALENDAR items are usually approved with a single motion.

SET MATTERS - PUBLIC HEARINGS - These items are noticed hearings, work sessions, and items with a previously set time.

ADMINISTRATIVE ITEMS - These items include significant policy and administrative actions and are classified by program areas. Immediately after approval of the CONSENT CALENDAR, if the time for hearing SET MATTERS has not arrived, ADMINISTRATIVE ITEMS will be considered.

Check with the Clerk of the Board to view any additional documents that may have been filed related to any item on this agenda.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA please proceed to the rostrum and, after receiving recognition from the Chair, give your name, address, and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair or Board.

AGENDA AVAILABLE ONLINE AT www.co.napa.ca.us

1. CALL TO ORDER; ROLL CALL**2. PLEDGE OF ALLEGIANCE****3. PRESENTATIONS AND COMMENDATIONS**

- A. Presentation of Retirement Resolution No. 06-11 to Claude Edwards, Plans and Permits Supervisor, in recognition of 28 years of service.

4. PUBLIC COMMENT

In this time period, anyone may address the Board of Supervisors regarding any subject over which the Board has jurisdiction but which is not on today's posted agenda. In order to provide all interested parties an opportunity to speak, time limitations shall be at the discretion of the Chair. As required by Government Code, no action or discussion will be undertaken on any item raised during this Public Comment period.

5. DEPARTMENT HEADS' REPORTS AND ANNOUNCEMENTS**6. CONSENT ITEMS**Human Services

- A. Director of Health and Human Services and the Napa County Commission on Aging request adoption of a resolution approving comprehensive revisions to the Commission's Bylaws.

Community Resources & Infrastructure

- B. Director of Conservation, Development and Planning requests approval of the following actions relating to a grant from the Community Foundation of the Napa Valley:
1. Acceptance of the grant in the amount of \$25,000 for an assessment of the feasibility of using public trusts and public-private partnerships to support outdoor recreation and resource conservation goals in Napa County;
 2. Approval of Budget Transfer No. 50 increasing appropriations by \$25,000 in the Conservation, Development and Planning Department/Planning Division budget with offsetting grant revenue (4/5 vote required); and
 3. Approval of and authorization for the Chair to sign an agreement with Bay Area Economics for a maximum of \$23,475 for the term January 31, 2006 through June 30, 2006 to prepare the assessment funded by this grant.

- C. Library Director requests approval of the following actions relating to the grant from the Community Foundation of the Napa Valley:
1. Acceptance of the grant in the amount of \$5,000 for the Library's Literacy Program; and
 2. Approval of Budget Transfer No. 48 increasing appropriations for Literacy Services by \$5,000 with offsetting revenues in the Library budget. (4/5 vote required)
- D. Library Director requests authorization to waive fines for overdue library materials from February 6 - 12, 2006.
- E. Director of Public Works requests approval of and authorization for the Chair to sign a Federal Apportionment Exchange Program and State Match Program Agreement with the State of California Department of Transportation (State Agreement No. X05-5921(033)) for the Fiscal Year 2004-2005 to receive \$337,648 into the County Road Fund.

General Admin & Finance

- F. Assessor-Recorder-County Clerk requests the following:
1. Adoption of a resolution approving an application for funds under the Help America Vote Act of 2002; and
 2. Approval of and authorization for the Chair to sign an agreement with the California Secretary of State for a maximum of \$891,112 for the term December 19, 2005 through June 30, 2007 for reimbursement of county funds used for the purchase of Help America Vote Act of 2002 compliant voting system.
- G. Auditor-Controller requests the Board accept, and instruct the Clerk of the Board to file, the following Audit Reports:
1. Departmental Audit of Napa City/County Library for the 12 months ended March 31, 2005;
 2. Internal Audit of the County Executive Office Insurance Revolving Fund for the Fiscal Year Ended June 30, 2005; and
 3. Uniform Transient Occupancy Tax Audit of Rancho Caymus Inn for the Period of January 31, 2004 to March 31, 2005.
- H. Human Resources Director requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6553 with Gregory B. Bragg & Associates, Inc. amending the Scope of Work to authorize the firm to engage legal counsel at the direction of Napa County through its Human Resources Director for the purpose of litigating workers' compensation claims.

- I. Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for the Social Services Division of the Health and Human Services Agency with regards to deleting one (1) Resource Specialist and adding one (1) Eligibility Worker III, effective January 31, 2006.
- J. Human Resources Director requests adoption of a resolution amending the Departmental Allocation List for the Social Services Division of the Health and Human Services Agency with regards to adding one (1) .5 Office Assistant II, one (1) Social Worker I/II, and one (1) Staff Services Analyst I/II, effective January 31, 2006.
- K. Human Resources Director and Director of the Health and Human Services Agency request adoption of a resolution regarding the following in connection with the Health and Human Services Agency and its divisions, effective January 28, 2006:
1. Amend the Departmental Allocation List adding one (1) Acting Administrator of Alcohol & Drug Programs in the Substance Abuse Division and one (1) Acting Mental Health Director in the Mental Health Division;
 2. Amend the Table and Index to add Acting Administrator of Alcohol & Drug Programs and Acting Mental Health Director; and
 3. Amend appropriate policies to add Acting Administrator of Alcohol & Drug Programs and Acting Mental Health Director.
- L. County Executive Officer/Purchasing Agent and Director of Public Works request authorization to declare certain items of personal property as surplus and no longer required for public use, remove them from inventory, and dispose of them at public auction. (4/5 vote required)

7. DISCUSSION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

8. SET MATTERS OR PUBLIC HEARINGS

A. 9:00 AM PUBLIC HEARING

Director of Conservation, Development and Planning requests the following:

1. First reading and intention to adopt an ordinance amending Chapter 5.36 (Temporary Events) and Sections 18.120.010 (Exceptions To Use Limitations) and 18.126.060 (Permit-Issuance Prerequisites) of the Napa County Code relating to application, processing and notice requirements for temporary events in Napa County Categorical;
2. Adoption of a resolution to adopt the Temporary Events License Application Packet and Temporary Events Manual; and
3. Adoption of a resolution establishing, increasing, decreasing and waiving certain fees relating to Temporary Events as authorized by Chapter 5.36 of the Napa County Code.

ENVIRONMENTAL DETERMINATION: Categorical exemption pursuant to Class 5 (CEQA Guidelines Section 15305), Minor alterations to land use limitations.

B. 9:30 AM PUBLIC HEARING

First reading and intention to adopt an ordinance Amending Sections 18.16.030 and 18.20.030 (To Allow Certain Small Agricultural Processing Facilities in the Agricultural Preserve (AP) and Agricultural Watershed (AW) Zoning Districts Upon Grant of a Use Permit) and Section 18.104.090 (To Allow Storage, Warehousing and Manufacturing of Less Than 200 Gallons of Wine Under a Home Occupation Permit); adding new Sections 18.104.400 (Hot Air Balloon Launching Site - Findings) and 18.116.043 (Signs For Viticulture-Based 501(c)(3) Non-Profit Environmental Associations Representing Appellation Specific Geographical Locations); amending Section 18.120.010 (To Allow Balloon Launching Sites in any Zone Upon Grant of a Use Permit); and amending Sections 18.126.030 and 18.126.060 (Relating To Issuance of Administrative Permits For Signs) of the Napa County Code.

ENVIRONMENTAL DETERMINATION: Categorical exemption pursuant to Class 5 (CEQA Guidelines Section 15305), Minor alterations to land use limitations.
(ITEM TO BE REMOVED FROM AGENDA & RE-NOTICED)

C. 10:00 AM

Recess to the Napa County Flood Protection and Watershed Improvement Authority (NCFPWIA) special meeting (See NCFPWIA Agenda).

D. 10:30 AM PUBLIC HEARING

Consideration and possible action regarding an appeal filed by Farella, Braun and Martel, LLP, on behalf of their client, Bruce Krell, to a decision of the Clerk of the Board of Supervisors on December 13, 2005 to reject as incomplete a lot line adjustment appeal filed by Bruce Krell.

ENVIRONMENTAL DETERMINATION: The appeal of the Clerk's determination of the completeness of the original appeal is not a "project" (14 CCR 15378).

E. 11:00 AM

Director of Health and Human Services and the Acting Mental Health Director to present a status report on the Mental Health Services Act (Proposition 63) community planning process and the resulting Napa County Community Services and Support Plan which will be submitted to the California Department of Mental Health.

F. 1:30 PM PUBLIC HEARING

Consideration and possible action on an appeal filed by Mr. Dirk Fulton to a partial denial by the Director of Public Works of a road improvement modification requested by the appellant in connection with the application for Use Permit # 04065-UP for a property located at 263 Petrified Forest Road, Calistoga. (Assessor's Parcel No. 020-430-006)

ENVIRONMENTAL DETERMINATION: The appeal of the Director's determination on the road modification is not a "project" as defined in CEQA Section 15378. Section 15378(c) sets forth that

the term "project" refers to an activity which is being approved, and does not mean each separate governmental approval. In this case, the Board's determination on the road modification merely establishes how existing regulations are being interpreted, and will not result, either directly or indirectly, in a physical change in the environment. This code interpretation is necessary to establish the scope of the "project" that will then be subject to CEQA evaluation.

(CONTINUED FROM NOVEMBER 22, 2005, JANUARY 10 AND 24, 2006)

9. ADMINISTRATIVE ITEMS

Community Resources & Infrastructure

- A. Library Director requests adoption of the "Confidentiality of Library Records" policy to affirm the Library's dedication to the principles of confidentiality of library customer records and expectation of privacy when using library materials, and to identify those limited circumstances under which information regarding a customer's use of the Library will be released to third parties.

General Admin & Finance

- B. County Executive Officer requests the appointment/reappointments of the following list of applicants to serve on the Napa County Farmworker Housing Oversight Committee with the terms of office to commence immediately and expire as indicated.

Citizen at Large Representative (One Position), Term Expires September 30, 2008

Mary Elke

Michael E. Rada

City of Calistoga Representative (Two Positions), Term Expires September 30, 2007

Council Member Jack Gingles*

Council Member Janice von Pohle, Alternate*

*Incumbents

- C. County Executive Officer requests the following in relation to a proposed loan from the Affordable Housing Fund:

1. Adoption of a resolution authorizing a loan in the amount of \$1.3 million in Affordable Housing Funds to Napa Valley Community Housing (NVCH) to purchase property located at 535 Coombsville Road (Assessor's Parcel Nos. 046-011-017 and 046-011-018) for the purpose of creating up to 30 affordable housing units in the City of Napa; and
2. Approval of Budget Transfer No. 49 appropriating \$1.3 million in the Affordable Housing Fund's unappropriated fund balance. (4/5 vote required)

10. LEGISLATIVE ITEMS

11. BOARD OF SUPERVISORS' COMMITTEE REPORTS AND ANNOUNCEMENTS

12. BOARD OF SUPERVISORS' FUTURE AGENDA ITEMS

13. COUNTY EXECUTIVE OFFICER REPORTS AND ANNOUNCEMENTS

14. CLOSED SESSION

15. ADJOURNMENT

**ADJOURN TO BOARD OF SUPERVISORS' REGULAR MEETING, TUESDAY, FEBRUARY 07, 2006
AT 9:00 A.M.**